

**Resolution
By Schiff**

Vacating part of a public alley east of and adjacent to Hi-Lake Shopping Center, the intersection of East Lake Street and the Hiawatha Light Rail Line (Vacation File No. 1604).

Resolved by The City Council of The City of Minneapolis:

That part of the alley as dedicated and adjacent to Block 1, Lakeland Addition to Minneapolis and adjacent to Block 2, Harvester Addition to Minneapolis, and lying southerly of a line drawn from right-of-way boundary corner B8 to right-of-way boundary corner B9 per Minnesota Department of Transportation Right of Way Plat No. 27-110, Hennepin County, Minnesota, according to the plats thereof on record in the office of the County Recorder in and for Hennepin County, Minnesota, is hereby vacated except that such vacation shall not affect the existing easement right and authority of Xcel Energy, their successors and assigns, to enter upon that portion of the aforescribed alley, which is described in regard to said corporations as follows, to wit:

As to the City of Minneapolis: A 10-foot surface drainage easement for the benefit of the public, described as lying 5 feet on either side of the centerline of the area to be vacated.

As to Xcel Energy: An easement of the entire described area to be vacated.

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations and the City of Minneapolis, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said utility easement and surface drainage easement and upon or within the above-described areas without first obtaining the written approval of the corporations and the Director of Public Works of the City of Minneapolis having utility facilities located within the area involved authorizing them to do so.

Where the area described above in regard to any of the other corporations, or any part thereof lies within the area described above in regard to the City of Minneapolis, the rights reserved to the other corporation or corporations shall be subordinate to the rights reserved to the City of Minneapolis to the same extent that said rights would be subordinate if this utility easement and surface drainage easement had not been vacated.